

# JOURNAL OF THE SENATE

486

Wednesday, May 11, 1955

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment on Tuesday, May 10, 1955.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

—35.

A quorum present.

Senators Floyd, Fraser and Neblett were excused from attendance upon the Session.

The following Prayer was offered by the Senate Chaplain, Reverend E. E. Snow:

"Have mercy upon us this day, Almighty God. Teach us how to live and do our work. Help us to be careful. Give us better understanding of both material and spiritual values.

"We desire to do right. We make the prayer of a layman our prayer this day: 'O God, give us a do-right spirit!'

"We pray that we may live lives worthy of the trust that has been placed in us. Help us to be able to see the consequences of our decisions and actions.

"On this beautiful day may the blessing of God, the Father, the Son, and the Holy Spirit, rest upon our Governor, our Legislature, and our People. In the Name of Christ we pray. Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Friday, May 6, 1955, was further corrected as follows:

Page 416, column 2, line 6, strike out the figure "8" and insert in lieu thereof the figures "7."

And as further corrected was approved.

The Senate daily Journal of Monday, May 9, 1955, was further corrected as follows:

Page 429, column 1, line 29, strike out the figures "12.00" and insert in lieu thereof the figures "12.000."

Also—

Page 430, column 1, strike out lines 13 to 28, both inclusive, counting from the bottom of the column, and insert in lieu thereof the following:

By Senator Gautier (13th)—

S. B. No. 771—A bill to be entitled An Act to amend Section 56 (P) of Chapter 10847, Special Laws of Florida 1925, being the charter of the City of Miami, Florida, entitled "An Act to amend and reenact the charter of the City of Miami, in the County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said city and means for exercising the same and to authorize the imposition of penalties for the violation of ordinances; and to ratify certain acts and proceedings of the commission and the officers of the city," to provide the time and manner of payments of special assessments for local improvements of lots and parcels of land, and to provide that the interest rate upon any

deferred installment payments for such special assessments shall be at the rate of five (5) per centum per annum.

Also—

Page 430, column 2, line 5, counting from the bottom of the column, strike out the word "Chapter" and insert in lieu thereof the word "Charter".

Also—

Page 431, column 2, strike out lines 5 to 18, both inclusive, and insert in lieu thereof the following:

"By Senator Neblett—

"S. B. No. 775—A bill to be entitled An Act providing for the amendment of Section 6 of Article 7, Chapter 2 of Chapter 23374, laws of Florida year 1945, by providing that maximum salary of the City Commission of the city of Key West, Florida, excepting the mayor of the city of Key West, Florida, shall not exceed the sum of one hundred fifty dollars (\$150.00) for each commissioner per month, and providing that the maximum salary of the mayor of the city of Key West, Florida, shall not exceed the sum of two hundred dollars (\$200.00) per month, the amount of such salaries to be determined from time to time by the City Commission of the said city of Key West, Florida; repealing all laws in conflict herewith to the extent of such conflict, and providing for this Act to take effect upon its becoming a law."

Also—

Page 432, column 2, line 5, counting from the bottom of the column, between the words "THE" and "THROUGH" insert the word "CUT".

Also—

Page 434, column 2, line 11, strike out the word "officers" and insert in lieu thereof the word "offices."

Also—

Page 436, column 2, strike out lines 20 to 26, both inclusive, counting from the bottom of the column, and insert in lieu thereof the following:

"By Senator Gautier (28th)—

"S. B. No. 802—A bill to be entitled An Act to amend Chapter 27947, Laws of Florida, Special Acts of 1951 entitled "An Act authorizing the Board of County Commissioners of Volusia County, Florida, to establish, maintain and operate Fire Control Districts in Volusia County, Florida, and providing that upon presentation to said Board of a petition to create a Fire Control District in said County outside of the corporate limits of any City, Town or Village, signed by at least twenty-five per cent of the registered freehold electors residing in the territory to be embraced therein, said Board shall call a special freeholders election therein to determine whether or not a Fire Control District shall be established in said Territory and a tax levied on all of the real and personal taxable property, including homesteads, as provided therein, for the purpose of establishing, maintaining and operating said Fire Control District, and providing for the time and manner of holding said election, and providing that if a majority of the registered freehold electors residing in said territory approved the same, said Board shall adopt a resolution declaring said territory to be incorporated into a Fire Control District and thereafter authorizing the Board of County Commissioners to annually levy a tax not to exceed one-half mill on the dollar on all of the taxable real and personal property in said Fire Control Districts, including homesteads, and to expend the same for the creation, maintenance and operation of said Fire Control District, including the purchase of fire engines, apparatus and equipment and the housing of the same, and the employment of personnel to operate and maintain the same, and declaring said Fire Control and the levying

of said tax and expenditure thereof to be a special benefit to homesteads, and to all of the taxable property in said district, and providing certain conditions when said tax shall not be levied, and providing that, if a majority of the registered free hold electors residing in said territory disapprove the creation, maintenance and operation of said Fire Control District in said territory and the levying of a tax thereon, no further election or elections shall be called thereon within two years from the date of said election" by amending Section II thereof so as to change the tax levy provided therein from one-half ( $\frac{1}{2}$ ) mill on the dollar to three (3) mills on the dollar on all taxable real and personal property in said Fire Control District including homesteads, for the purpose of creating, maintaining and operating said Fire Control District, and by amending Section IV thereof to allow the proceeds of said tax to be paid over to any adjacent city or town for providing Fire Protection to the property in said district."

And as further corrected was approved.

The Senate daily Journal of Tuesday, May 10, 1955, was corrected and as corrected was approved.

#### REPORTS OF COMMITTEES

Senator King, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following Bill:

S. B. No. 634—A bill to be entitled An Act to amend Chapter 323, Florida Statutes, 1953, relating to the supervision and regulation of auto transportation companies by amending Sections 323.08 and 323.19 so as to provide for the filing, posting, publishing and changing of tariff schedules or rates, fares, charges, classifications, rules, regulations and practices, and time schedules; to prohibit transportation by common carriers by motor vehicles unless tariff schedules are filed; to provide a method for the filing of new rates, fares, charges, classifications, rules and regulations; and to provide and fix the powers of the Florida Railroad and Public Utilities Commission to prescribe time schedules, to determine the justness and reasonableness of all tariff schedules, and under certain conditions, to suspend new rates, fares, charges, classifications, rules and regulations, and to prescribe just and reasonable rates, fares, charges, classifications, rules, regulations, and practices.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Transportation and Traffic, under the original joint reference.

Senator King, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following Bill:

S. B. No. 477—A bill to be entitled An Act making it unlawful for any person, firm or corporation to require as a condition to sale or delivery for resale of a paper, magazine, book, periodical or publication, that the purchaser or consignee receive for resale any article, book or other publication believed by such purchaser or consignee objectionable for stated reasons; fixing penalties for violation of this Act; and fixing the effective date hereof.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator King, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following Bill:

S. B. No. 59—A bill to be entitled An Act relating to foreclosure of mortgages, repealing Section 702.02, Florida Statutes, as amended by Section 1, Chapter 28093, Acts of 1953.

—and recommends that the same not pass.

And the Bill contained in the preceding report was laid on the table.

Senator King, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following Bills:

S. B. No. 752—A bill to be entitled An Act to amend Section 75.09, Florida Statutes, relating to proceedings for the validation of bonds, certificates or other obligations of counties, municipalities, taxing districts, or other political districts, subdivisions, agencies or public bodies of the State of Florida by extending same to prohibit all persons or parties from questioning in any court, except the Supreme Court of Florida, the conclusiveness of any final decree validating such bonds, certificates or other obligations or the validity of said bonds, certificates or other obligations or any proceedings authorizing the issuance thereof; prohibiting any proceedings in any court questioning the validity of such decrees, bonds certificates or other obligations without leave of the Supreme Court of Florida; conferring original jurisdiction upon the Supreme Court of Florida over applications for leave to file such proceedings, for injunctive or other relief in connection therewith; authorizing actions by public bodies to recover damages caused by proceedings questioning the validity of bonds, certificates or other obligations after validation thereof; and providing when this Act shall take effect.

S. B. No. 779—A bill to be entitled An Act relating to farm colony for epileptic and feeble-minded; amending Chapter 393, Florida Statutes, by adding a section to provide proceedings for restoration to mental competency.

S. B. No. 788—A bill to be entitled An Act to amend Section 75.11, Florida Statutes, relating to the stamping of bonds, or certificates validated under the provisions of Chapter 75, Florida Statutes.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Gautier (28th), Chairman of the Committee on Judiciary "C," reported that the Committee had carefully considered the following Bill:

S. B. No. 625—A bill to be entitled An Act to create a merit system of personnel administration; to include within such system the employees of the agencies now served by the Florida merit system and the merit system council; to establish a state personnel board and specify the duties and powers thereof; to authorize the establishment of a merit system council under the jurisdiction of the personnel board and to specify the powers and duties thereof and to make appropriations for the merit system; to fix the terms of office of the members of the merit system council; to authorize the adoption of rules and regulations for the administration of the merit system and to make the merit system regulations previously adopted by the Florida merit system council applicable to employees within the merit system and to authorize amendments to such regulations; to authorize the classification of positions and the establishment of compensation plans; to provide for appeals; to prohibit political activity; to provide penalties for violation of this Act or the rules and regulations promulgated pursuant hereto, and for other purposes.

—and recommends that the same do pass with Committee Amendments as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendments attached thereto, was referred to the Committee on Appropriations under the original joint reference.

Senator Carlton, Chairman of the Committee on State Institutions, reported that the Committee had carefully considered the following Bill:

S. B. No. 512—A bill to be entitled An Act to prohibit the construction of new buildings in the state university system without express legislative authority; and making certain exceptions thereto.

—and recommends that the same do pass with Committee Amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Carlton, Chairman of the Committee on State In-

stitutions, reported that the Committee had carefully considered the following Bills:

S. B. No. 763—A bill to be entitled An Act to authorize the construction of a mausoleum on the grounds of the John and Mable Ringling Museum of Art to house the remains of John and Mable Ringling and Ida Ringling North; providing that construction thereof shall be at no cost to the State; and providing an effective date.

S. B. No. 701—A bill to be entitled An Act to authorize the construction at Florida State University of an addition to Doak S. Campbell Stadium and an addition to the Student Center; providing for payment of costs thereof from certain collections and funds; and providing an effective date.

S. B. No. 757—A bill to be entitled An Act relating to the state tuberculosis board and state tuberculosis hospitals; amending Chapter 392, Florida Statutes, to add a new section to be designated 392.041 to provide for authority to change terminology in said chapter; amending Chapter 392, Florida Statutes, to add a new section to be designated Section 392.061 prohibiting possession of intoxicants on premises without approval of medical director, providing penalty for same; amending Section 392.13, Florida Statutes, to provide for disbursement of funds; amending Section 392.25, Florida Statutes, to provide for petition for treatment of afflicted persons; amending Chapter 392, Florida Statutes, to add a new section to be designated Section 392.281 providing for isolation for misconduct; amending Section 392.31, Florida Statutes, to provide for return of person to state tuberculosis hospital; amending Section 394.031, Florida Statutes, relating to Florida state hospital personnel to apply to state tuberculosis hospitals; repealing conflicting laws; fixing effect date.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Getzen, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following Bill:

S. B. No. 590—A bill to be entitled An Act amending Subsections (3) and (5) of Section 101.151, Florida Statutes, and Section 101.36, Florida Statutes; deleting and repealing the provisions relating to a single act of voting for all unopposed candidates at a general election.

—and recommends that the same pass.

And the Bill contained in the preceding report, was placed on the Calendar of Bills on Second Reading.

Senator Johnson, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following Bill:

S. B. No. 683—A bill to be entitled An Act to define air boats; air boat operators; to provide for the safety of air boats; to provide for registration of air boats; to provide for licensing of air boat operators; to define certain words and their meanings; to provide for the operation of air boats within the State of Florida; to provide for identification of air boats; to provide for inspection of air boats; to provide for enforcement; to provide penalty; to repeal conflicting laws; to provide that the provisions hereof shall be severable, and to prescribe the effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Game and Fisheries, under the original joint reference.

Senator Johnson, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following Bills:

S. B. No. 611—A bill to be entitled An Act for the relief of D. Mack Humphrey, former Florida Hotel and Restaurant Commissioner; providing for payment of salary due during the period of one (1) year and twenty (20) days during time of suspension; providing effective date.

S. B. No. 672—A bill to be entitled An Act relating to the crime of conspiracy; amending Subsection Four (4) of Sec-

tion 833.01 Florida Statutes, providing that to cheat and defraud any person of any money or property by any means that are in themselves criminal, or to obtain money or property by false pretense or false promises with fraudulent intent not to perform such promises shall be guilty of conspiracy; providing for an effective date.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Johnson, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following Bill:

S. B. No. 641—A bill to be entitled An Act to amend the first paragraph of Section 207.06 Florida Statutes to increase the maximum bond of a licensed distributor from twenty thousand dollars to thirty-five thousand dollars.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Governmental Reorganization, under the original joint reference.

Senator Johnson, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following Bills:

S. B. No. 696—A bill to be entitled An Act for the relief of Earl P. Powers by providing for the reimbursement to him of salary lost in consequence of his suspension from office by the acting Governor pursuant to Section 15 of Article IV of the Constitution of Florida.

S. B. No. 764—A bill to be entitled An Act to provide for the reimbursement of John F. Vanderipe, former county prosecuting attorney of Manatee County, Florida, for loss of salary and other compensation in consequence of his suspension from office by the Governor of the State of Florida; making appropriation therefor; setting effective date.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Johnson, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following Bills:

S. B. No. 185—A bill to be entitled An Act relating to lotteries and gambling; providing for the forfeiture of vessels, vehicles, animals and other means of transportation used for or in connection with the violation of the statutes and laws of this State prohibiting or regulating lotteries and gambling in this State; providing for the forfeiture of gambling paraphernalia; providing for the proceedings for the forfeiting of such property; and otherwise providing for the more effective prosecution of such statutes and laws prohibiting and regulating lotteries and gambling in this State.

S. B. No. 186—A bill to be entitled An Act relating to rules of practice in the courts of Florida; providing that evidence of the violation of all felonies and any misdemeanors relating to lotteries, gambling, bookmaking, concealed weapons, narcotic drugs or habit forming drugs and alcoholic beverages, shall be admissible against any person charged with the commission of any felony or any such misdemeanor without regard to the legality of its obtention; providing for punishment of officer making unreasonable search or seizure.

S. B. No. 188—A bill to be entitled An Act relating to the granting of exparte orders by circuit courts for the interception of telegraphic and telephonic communications upon oath of certain public officers and employees that evidence of violation of laws against setting up, conducting and operating lotteries, bookmaking, other gambling and fraud of public agencies may be obtained thereby; providing the maximum limitation on the existence of such orders and providing that evidence thus obtained may be admitted in any court of competent jurisdiction in this State.

—and recommends that the same not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Johnson, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following Bill:

S. B. No. 160—A bill to be entitled An Act amending Section 843.01, Florida Statutes, relative to resisting lawful arrests; and providing an effective date.

—and the Committee recommends that the Committee Substitute therefor, as reported herewith, do pass.

And the Bill contained in the preceding report, with the recommended Committee Substitute attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Johnson, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following Bill:

S. B. No. 605—A bill to be entitled An Act relating to the regulation of the issue, sale, gift, or other disposition or use of trading stamps as herein defined, for or with the sale of goods or services; defining certain terms as used in this Act; providing for registration and bonding of issuers and agents for redemption of trading stamps; providing for service of process upon the Secretary of State with respect to issuers and agents for redemption of trading stamps; providing annual registration fee; requiring that certain information be printed upon the face of trading stamps; regulating the redemption of trading stamps; prohibiting discrimination against Florida residents on redemption of trading stamps; fixing liability for redemption of trading stamps; providing for the escheat to the State of the face value of trading stamps not redeemed within a specific period of time; providing for the keeping of records by issuers and agents for redemption of trading stamps and requiring the filing of annual reports with the Treasurer of the State of Florida; providing for the posting of notice to the public of certain provisions hereof; providing for penalties for the violation of this Act; providing remedies for the enforcement of this Act; and providing the effective date of this Act.

—and the Committee recommends that the Committee Substitute therefor, as reported herewith, do pass.

And the Bill contained in the preceding report, with the recommended Committee Substitute attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

Senate Joint Resolution No. 777—

A joint resolution proposing an amendment to Article V of the Constitution of the State of Florida by adding thereto an additional section to provide for two judges of the criminal court of record in all counties of Florida having a population of more than 300,000 according to the most recent census.

—and the Committee recommends that the Committee Substitute therefor, as reported herewith, do pass.

And the Joint Resolution contained in the preceding report, with the recommended Committee Substitute attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Memorial:

Senate Memorial No. 432—

A memorial to the Congress of the United States of America urging them to enact such legislation, or propose such amendments to the Constitution of the United States, or both, as may be designed and calculated to enable the sovereign states to continue to control and supervise the education of their peoples under such systems as they may see fit, including a segregated system.

—and recommends that the same pass.

And the Memorial contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on Con-

stitutional Amendments, reported that the Committee had carefully considered the following Joint Resolutions:

Senate Joint Resolution No. 638—

A joint resolution proposing an amendment to Article XII of the State Constitution by the addition thereto of a new section to be numbered by the Secretary of State, authorizing abolition of office of county special tax school district trustees and transfer of their duties; subject to referendum; providing method of reinstatement of county special tax school district trustees.

Senate Joint Resolution No. 831—

A joint resolution proposing an amendment to Article V of the Constitution, relating to the judicial department of the State government by amending Section 23 thereof, pertaining to the office of constable and the duties thereof; providing the legislature may abolish the office of constable in any district, or may increase the number of constables in any district upon approval by referendum held in county affected.

Senate Joint Resolution No. 714—

A joint resolution proposing an amendment of Section eleven (11) of the Declaration of Rights of the Constitution of Florida, relating to the rights of an accused in criminal prosecutions, so as to provide that the legislature may enact statutes providing for determining the place of trial in certain specified instances.

—and recommends that they do pass.

And the Joint Resolutions contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

Senate Joint Resolution No. 680—

A joint resolution proposing an amendment to Article V of the Constitution of the State of Florida by adding thereto an additional section to be numbered by the Secretary of State, providing for an additional circuit judge for the second judicial circuit embracing the State capital to assist in the disposition of a large volume of litigation involving the State, or officers thereof, their powers and duties, and further providing for the appointment by the Governor and confirmation by the Senate of the first such circuit judge, and his election thereafter.

—and recommends that the same pass.

And the Joint Resolution contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Pope, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

S. B. No. 468—A bill to be entitled An Act creating and establishing a domestic animal diagnostic disease laboratory and three (3) poultry diagnostic disease laboratories under the supervision and control and direction of the Florida Livestock Board; declaring the purposes and uses of the laboratories; providing for their location; and making an appropriation for the construction of the laboratories and for equipping them and for their maintenance and operation for the 1955-57 biennium; granting the said board authority to make rules and regulations in connection herewith; and setting effective date.

S. B. No. 625—A bill to be entitled An Act to create a merit system of personnel administration; to include within such system the employees of the agencies now served by the Florida Merit System and the Merit System Council; to establish a State Personnel Board and specify the duties and powers thereof; to authorize the establishment of a Merit System Council under the jurisdiction of the personnel board and to specify the powers and duties thereof and to make appropriations for the merit system; to fix the terms of office of the members of the Merit System Council; to authorize the adoption of rules and regulations for the Administration of the merit system and to make the merit sys-

tem regulations previously adopted by the Florida Merit System Council applicable to employees within the merit system and to authorize amendments to such regulations; to authorize the classification of positions and the establishment of compensation plans; to provide for appeals; to prohibit political activity; to provide penalties for violation of this Act or the rules and regulations promulgated pursuant hereto, and for other purposes.

—and recommends that the same do pass with Committee Amendments as attached thereto.

And the Bills contained in the preceding report, together with the Committee Amendments attached thereto, were placed on the Calendar of Bills on Second Reading.

Senator Pope, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

S. B. No. 469—A bill to be entitled An Act establishing a South Florida Branch of the Florida Industrial School for Boys; providing for its location in Okeechobee County; providing for its management, and its supervision; providing an appropriation therefor; and providing an effective date.

S. B. No. 537—A bill to be entitled An Act relating to muster rolls and individual records of Florida soldiers and sailors of the Confederate States of America on file in Washington, D. C., and making an appropriation for copying of such records.

S. B. No. 565—A bill to be entitled An Act to require the filing of rules and regulations and amendments thereof and the names and addresses of board chairmen and secretaries with the Secretary of State by all boards, commissions, departments, officers or agencies of the State; to provide for the certification thereof by the Secretary of State and to appropriate funds to the Secretary of State for the administration of the provisions of this Act.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Pope, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bill:

S. B. No. 588—A bill to be entitled An Act prescribing the expenses which may be incurred by state attorneys and assistant state attorneys at public expense; providing for the payment of such expenses from the State treasury; and prescribing the effective date hereof.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Pope, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

S. B. No. 62—A bill to be entitled An Act relating to compensation and mileage allowed jurors, amending Section 40.24, Florida Statutes, to increase the compensation of jurors from five dollars (\$5.00) to eight dollars (\$8.00) per day; and fixing mileage to be allowed jurors at five cents (5c) per mile.

S. B. No. 178—A bill to be entitled An Act amending Subsections (3) of Section 236.07, Florida Statutes, 1953, relating to the Minimum Foundation Program by increasing the amount to be included for instructional salaries and requiring payment of such increase.

S. B. No. 306—A bill to be entitled An Act establishing the Florida Stonewall Jackson Memorial Fund; setting forth the purposes for the fund; providing for a board of trustees to administer said fund, setting forth the duties and powers of said trustees; making an appropriation therefor; and providing an effective date.

—and recommends that the same not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Pope, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

S. B. No. 331—A bill to be entitled An Act appropriating funds to the Florida Board of Parks and Historic Memorials for purchase of lands in Osceola County, Florida, as a State park; providing the funds shall not be released until matched by funds from other sources.

S. B. No. 387—A bill to be entitled An Act granting the Game and Fresh Water Fish Commission of the State of Florida an appropriation for the purpose of controlling the water hyacinth, conducting research to determine the feasibility of economic utilization of the water hyacinth, and acquiring and managing public hunting lands.

S. B. No. 397—A bill to be entitled An Act relating to State welfare, amending Section 409.16, Florida Statutes, as amended by Section 10 of Chapter 27991, Acts 1953, increasing the amount of monthly old age assistance.

—and recommends that the same not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Pope, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

S. B. No. 425—A bill to be entitled An Act relating to salaries of State officers and employees, prohibiting salaries of said officers and employees in excess of ten thousand (\$10,000) dollars per annum unless expressly authorized by legislative enactment.

S. B. No. 454—A bill to be entitled An Act providing funds if available for capital outlay and debt service in the county school systems; prescribing the conditions under which such funds shall be made available; requiring the adoption of certain regulations by the State Board of Education; and providing an effective date.

S. B. No. 495—A bill to be entitled An Act making an appropriation of \$15,000,000 to be distributed among the county school systems for school buildings and prescribing conditions under which such distribution shall be made.

—and recommends that the same not pass.

And the Bills contained in the preceding report were laid on the table.

Senator King, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following Bill:

H. B. No. 79—A bill to be entitled An Act relating to the penalty for the crime of robbery: amending Section 1 of Chapter 28217, Acts of 1953, appearing as Section 813.011, Florida Statutes, by replacing the minimum term of punishment in the discretion of the court.

—and recommends that the same not pass.

And the Bill contained in the preceding report was laid on the table.

Senator King, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following Bills:

H. B. No. 28—A bill to be entitled An Act relating to proceedings in replevin, amending Sections 78.01 and 78.04, Florida Statutes; to omit reference to an affidavit.

H. B. No. 100—A bill to be entitled An Act permitting the State of Florida to be made a party to actions affecting property on which the State has a lien, with particular reference to allowing the State to be made a party in actions to foreclose mortgages or other liens on real or personal property and in suits to quiet title.

H. B. No. 103—A bill to be entitled An Act relating to adoption; amending Section 72.27 of Florida Statutes; providing that name of minor shall not be noted on any docket, index or other record outside of the court file in such proceeding.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Carlton, Chairman of the Committee on State Institutions, reported that the Committee had carefully considered the following Bill:

H. B. No. 314—A bill to be entitled An Act for the regulation of traffic on the grounds of the state institutions of higher learning; requiring the Board of Control to adopt regulations governing traffic on said grounds, and making certain municipal ordinances applicable thereto; imposing penalties for violation of said regulations and applicable ordinances; defining authority of certain law enforcement officers; extending to the municipal courts of adjacent municipalities jurisdiction for the trial of violations of said rules, regulations and ordinances; defining terms of the Act; and providing an effective date.

—and recommends that the same do pass with Committee Amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Phillips, Chairman of the Committee on Motor Vehicles, reported that the Committee had carefully considered the following Bill:

H. B. No. 359—A bill to be entitled An Act relating to minimum speed regulations for vehicles upon streets, roads and highways; amending Section 317.23, Florida Statutes; providing effective date.

—and recommends that the same not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Johnson, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following Bill:

H. B. No. 256—A bill to be entitled An Act amending Sections 198.12, 198.13, 198.14, 198.16, 198.17, 198.18, 198.26, 198.28, 198.29, 198.30, and 198.33, Florida Statutes, 1953, relating to inheritance and estate taxes.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Johnson, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following Bill:

H. B. No. 168—A bill to be entitled An Act relating to lotteries and gambling; providing for the forfeiture of vessels, vehicles, animals and other means of transportation used for or in connection with the violation of the statutes and laws of this State prohibiting or regulating lotteries and gambling in this State; providing for the forfeiture of gambling paraphernalia; providing for the proceedings for the forfeiting of such property; and otherwise providing for the more effective prosecution of such statutes and laws prohibiting and regulating lotteries and gambling in this State.

—and recommends that the same do pass with Committee Amendments as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendments attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Memorials:

House Memorial No. 594—

A memorial to the Congress of the United States of America urging them to enact such legislation, or propose such amendments to the Constitution of the United States, or both, as may be designed and calculated to enable the sovereign states to continue to control and supervise the education of their peoples under such systems as they may see fit, including a segregated system.

House Memorial No. 239—

A memorial to Congress, the President and his Secretary of Commerce, urging the establishment of a weather station in the Gulf of Mexico.

—and recommends that they be adopted.

And the Memorials contained in the preceding report were placed on the Calendar of Bills on Second Reading.

#### ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred, with House Amendment, for engrossing—

S. B. No. 296—A bill to be entitled An Act amending Paragraph (b) of Subsection (1) of Section 733.20, Florida Statutes; relating to the order of payment of expenses of administration and claims against the estate.

—begs leave to report that the House Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 296, contained in the above report was referred to the Secretary of the Senate, as Ex Officio Enrolling Clerk of the Senate, for enrolling.

Your Engrossing Clerk to whom was referred, with House Amendment, for engrossing—

Committee Substitute for S. B. No. 77—A bill to be entitled An Act to impose the same requirements on foreign and alien insurance companies doing business in this State as is required of Florida insurance companies doing business in other states and countries; repealing all laws in conflict herewith, and providing for effective date of this Act.

—begs leave to report that the House Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Committee Substitute for Senate Bill No. 77, contained in the above report was referred to the Secretary of the Senate, as Ex Officio Enrolling Clerk of the Senate, for enrolling.

Your Engrossing Clerk to whom was referred, with House Amendments, for engrossing—

S. B. No. 644—A bill to be entitled An Act to abolish the present municipality of the Town of Don Ce-Sar Place in Pinellas County, Florida; to create and establish a municipality to be known as the Town of Don Ce-Sar Place in Pinellas County, Florida; to fix the boundaries and provide for the government, powers and privileges of said town and the means for exercising the same; authorize the imposition of penalties for violation of ordinances; ratify and validate certain acts and proceedings of the council of said town; repeal all laws and ordinances in conflict herewith; providing for referendum.

—begs leave to report that the House Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 644, contained in the above report was

referred to the Secretary of the Senate, as Ex Officio Enrolling Clerk of the Senate, for enrolling.

Senator King moved that Senate Bill No. 781 be recalled from the Committee on Public Health and re-referred to the Committee on Oil and Natural Resources.

Which was agreed to by a two-thirds vote and it was so ordered.

# INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Floyd—

S. B. No. 833—A bill to be entitled An Act relating to salt water fisheries and conservation amending Section 370.02 Subsection (2) to provide for a director of conservation to be employed by the Board of Conservation; fixing duties; repealing laws in conflict; fixing effect date.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Douglas—(By Request)—

S. B. No. 834—A bill to be entitled An Act relating to pharmacy; amending Section 465.071, Florida Statutes, by adding a new Subsection (3) thereto; allowing certain persons previously studying pharmacy to take the examination to be licensed.

Which was read the first time by title only and referred to the Committee on Public Health.

By the Committee on Education—

S. B. No. 835—A bill to be entitled An Act relating to the membership in the Florida Education Association, Inc.; prohibiting influence or pressure on school personnel to join or refrain from joining such association.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Privileges and Elections—

S. B. No. 836—A bill to be entitled An Act revising and adding to Section 101.53 of The Florida Statutes relating to watchers at polls where voting machines are used; appointment; duties.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Privileges and Elections—

S. B. No. 837—A bill to be entitled An Act revising and amending Section 103.111, Florida Statutes, relating to State and county executive committees, by adding thereto additional provisions for filling vacancies on county executive committees.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Privileges and Elections—

S. B. No. 838—A bill to be entitled An Act revising and amending Subsection (6) of Section 100.111, Florida Statutes, relating to filling of vacancies in nominations and the nomination of party candidates in event of vacancy in office; fixing the effective date of this Act.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senator Gautier (28th)—

S. B. No. 839—A bill to be entitled An Act pertaining to plats and platting in Volusia County, Florida, and defining the same requiring the approval and recording of plats in certain cases prohibiting the conveyance, leasing or mortgaging of lands or any agreement with reference thereto by reference solely to a plat unless such plat shall have been approved and recorded and making any such prohibited conveyance, leases or mortgages or agreements void and prohibiting the recording of the same, making it a misdemeanor to sell or contract to sell platted land unless a plat thereof is approved and recorded except by order of court; authorizing the Board of County Commissioners of Volusia County, Florida, and the governing body of each municipality

therein to prescribe the width of roads, streets, alleys and other thoroughfares and set-backs therefrom and to name or number the same; providing that no plat or platted land shall be approved unless the person, firm or corporation seeking the approval of such plat shall first furnish the municipality, if a municipality elects to adopt the provisions of said Act and if the lands lie within a municipality, and if not, then Volusia County, a good and sufficient bond conditioned upon the construction of streets, alleys or other rights of way shown on such plat, highway signs, sidewalks, in all business and multiple-family areas and along all arterial highways, necessary fill, drainage wells, culverts, gutters, sewers and other necessary drainage facilities, in accordance with specifications and within such time or times as may be required by the governing body of the municipality or the Board of County Commissioners of Volusia County, as the case may be and making certain other requirements a prerequisite to the approval of plats; providing the procedure for and effect of vacating plats; authorizing the Board of County Commissioners of Volusia County, Florida, and the governing body of each municipality therein to adopt rules and regulations to effectuate the provisions and purposes of this Act; and authorizing the Board of County Commissioners of Volusia County, Florida, to put said Act in effect in such county commissioner's district or districts as it deems advisable repealing all laws and parts of laws in conflict therewith and providing when said Act shall take effect.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 839 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (28th) moved that the rules be waived and Senate Bill No. 839 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 839 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and Senate Bill No. 839 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 839 was read the third time in full.

Upon the passage of Senate Bill No. 839 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 839 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier (28th)—

S. B. No. 840—A bill to be entitled An Act transferring all zoning powers and duties pertaining to the South Peninsula Zoning District in Volusia County, Florida, vested in the Board of County Commissioners of Volusia County, Florida, by Chapter 26,475, Laws of Florida Extra-ordinary Session of 1949, from said board of county commissioners to the zoning commission of said south peninsula zoning district and authorizing said zoning commission of said south peninsula zoning district to retain an attorney and to pay for his services rendered to said district out of the fees collected by said zoning commission and providing when

said Act shall take effect, and authorizing said zoning commission to fix the amount of said fees.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 840 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (28th) moved that the rules be waived and Senate Bill No. 840 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 840 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and Senate Bill No. 840 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 840 was read the third time in full.

Upon the passage of Senate Bill No. 840 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 840 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Privileges and Elections—

S. B. No. 841—A bill to be entitled An Act amending and adding to Section 103.081, Florida Statutes, relating to executive committees for each party.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Privileges and Elections—

S. B. No. 842—A bill to be entitled An Act revising, amending and adding to Section 99.021 of the Florida Statutes, relating to the form of candidate's oath required of every candidate for nomination to any office; and fixing effective date of this Act.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Privileges and Elections—

S. B. No. 843—A bill to be entitled An Act revising and amending Section 101.131, Florida Statutes, relating to watchers at polls where paper ballots are used; appointment; duties.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Privileges and Elections—

S. B. No. 844—A bill to be entitled An Act amending Section 99.031, F. S., relating to the filing fee and committee assessment of a candidate by adding thereto the provision to the effect that such filing fee shall be remitted by the officer with whom such candidate qualifies to the State Executive Committee of the political party of the candidate paying such fee; and fixing the effective date of this Act.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senator Stratton—

S. B. No. 845—A bill to be entitled An Act relating to registration and sale of securities; amending Subsection (6) of Section 517.05, Subsection (4) of Section 517.06, Subsection (2) Paragraph (g) of Section 517.08, Subsection (3) Paragraphs (d) and (f) and Subsection (6) of Section 517.09, Section 517.13, adding Subsection (9) to Section 517.16, Florida Statutes; making certain corrections and revisions.

Which was read the first time by title only and referred to the Committee on Judiciary "A."

By Senator Black—

S. B. No. 846—A bill to be entitled An Act relating to the Florida Livestock Board; amending Section 585.21, Florida Statutes, Subsections (2) and (4) of Section 585.32, Florida Statutes, Subsection (1) of Section 585.321, Florida Statutes, dealing with anti-hog cholera serum; repealing Sections 585.42, 585.54, 585.55, 585.56, 585.57 and 585.58, Florida Statutes, dealing with killing of young veal and inspection of rendering plants; amending penalty Section 585.59, Florida Statutes, to conform with the above repealing.

Which was read the first time by title only and referred to the Committee on Livestock.

By Senator Morgan—

Senate Joint Resolution No. 847:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING THERETO AN ADDITIONAL SECTION PROVIDING A METHOD WHEREBY LOCAL OPTION ELECTIONS MAY BE HELD IN THE SEVERAL COUNTIES OF THE STATE FOR THE PURPOSE OF DETERMINING WHETHER THE SUPERINTENDENT OF PUBLIC INSTRUCTION OF SUCH COUNTIES SHALL BE ELECTED AS PROVIDED IN ARTICLE VIII, SECTION 6, OF THIS CONSTITUTION, OR WHETHER HE SHALL BE SELECTED AND APPOINTED BY THE BOARD OF PUBLIC INSTRUCTION OF SAID COUNTY, AND PROVIDING, IN THE CASE OF COUNTIES WHICH DECIDE IN SUCH ELECTIONS THAT HE SHALL BE SELECTED AND APPOINTED AS AFORESAID, FOR THE METHOD OF MAKING SUCH APPOINTMENT, FOR THE TENURE OF OFFICE, SALARY AND QUALIFICATIONS OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION TO BE SO APPOINTED.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following Amendment to the Constitution of the State of Florida be added as an additional section to the appropriate article and be appropriately numbered by the Secretary of State, and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the general election to be held on the first Tuesday after the first Monday in November, 1956, to-wit:

Section 1. The Board of County Commissioners of each county in the state, not oftener than once in every two (2) years upon application of one-tenth (1/10) of the registered voters of any county, shall call and provide for an election in the county in which the application is made to decide whether the Superintendent of Public Instruction of said county shall be elected by the qualified electors of said county as provided by Article VIII, Section 6, of this Constitution, or whether the Superintendent of Public Instruction of said county shall be selected and appointed by the members of the Board of Public Instruction of said county, the question to be determined by a majority of those voting at the election called under this Section, which election shall be conducted in the manner prescribed by law for holding general elections. Elections under this Section 1 shall be held within sixty (60) days from the time of presenting said application to the Board of County Commissioners, but if any such election should thereby take place within six (6) months before any state or national election, but not within sixty (60) days prior thereto, it shall be held on the same day as the state or national election and, if said election should thereby take place within sixty (60) days prior to such state or national election, or within six (6) months after such state or national election, it shall be held not less than six (6), nor more than seven (7) months after said state or national election.

Section 2. Should a majority of the votes cast at any election under Section 1 be in favor of the selection and appointment of the Superintendent of Public Instruction by the Board of Public Instruction of said county, then the Board of Public Instruction, by majority action, shall select and appoint such Superintendent who shall assume the duties of his office upon the expiration of the then current term of the incumbent Superintendent, and after such appointed Superintendent assumes the duties of his office, no election as provided for under Section 1 hereof shall be held in said county oftener than once every six (6) years. Such appointed Superintendent shall hold his office during good behavior and at the pleasure of the Board of Public Instruction, and shall possess the following qualifications: He shall be a citizen of the United States and, before taking office, shall give his written oath to the Board of Public Instruction that he subscribes to and will uphold the principles incorporated in the Constitution of the United States and the Constitution of the State of Florida; he shall, at the time of his appointment, meet such academic and professional requirements as may be prescribed by the State Department of Education for administration and supervision in the public schools of the State of Florida. He shall be entitled to receive the same salary as provided by law for his predecessor, and as may be provided from time to time by the Legislature.

Section 3. The Legislature shall provide, by general legislation, laws to carry out and enforce the provisions of this Article, provided, however, that elections may be held hereunder prior to the enactment of such legislation, in which case the method of presenting applications, the form of applications, publication of notices of election, the determination of qualified voters and the conduct of the election shall be in the manner as provided by the Legislature for holding local option elections under Article XIX of this Constitution.

Section 4. Until changed by elections called under this Article, the election of the several Superintendents of Public Instruction of the counties of the State shall be as provided in Section 6 of Article VIII of this Constitution.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Gautier (13th)—

S. B. No. 848—A bill to be entitled An Act amending Subsection (6) of Section 561.20, Florida Statutes, relating to issuance of beverage licenses to non-profit corporations or clubs devoted to promoting community, municipal or county development or any phase of community, municipal or county development in counties having a population of more than 400,000 inhabitants according to the last official census.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 848 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 848 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 848 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 848 was read the third time in full.

Upon the passage of Senate Bill No. 848 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 848 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier (13th)—

S. B. No. 849—A bill to be entitled An Act to stabilize and protect the avocado and lime industries of the State of Florida and to conserve and promote the prosperity and general welfare of said industries and of the State of Florida by promoting the sale of avocados and limes produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such avocados and limes; to levy and impose an excise tax on avocados and limes produced in Florida and to provide for the collection thereof; to create an avocado and lime advertising fund; to create a state commission of the State of Florida to be known as "Florida Avocado and Lime Commission"; to provide for the appointment and payment of expenses of the members of such commission and to prescribe the qualifications and terms of office of members thereof; to create avocado and lime districts one and two; to vest the administration of this Act in the Florida Avocado and Lime Commission; and to provide for the powers, duties and authority of said commission hereunder and to provide for the adoption by said commission of rules and regulations and orders necessary and proper for an effective administration and enforcement of this Act; to provide for judicial review of protests made in connection with any rules, regulations or orders adopted pursuant to this Act; to provide penalties for violations of this Act; and to provide that nothing contained in this Act shall be construed as affecting in any manner or to any extent the provisions of Chapter 601, Florida Statutes, otherwise known as "The Florida Citrus Code of 1949," as amended, as applies to limes.

Which was read the first time by title only and referred to the Committee on Citrus Fruits.

By Senator Kickliter—

S. B. No. 850—A bill to be entitled An Act to authorize and empower the board of county commissioners of all counties having a population of not less than two hundred thousand (200,000) and not more than three hundred thousand (300,000) according to the last official census, to exchange or sell lands acquired by said county from delinquent taxes and providing the method and procedure of exchange or sale; method of disbursement of proceeds of sale; making Act cumulative.

Which was read the first time by title only.

Senator Kickliter moved that the rules be waived and Senate Bill No. 850 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 850 was read the second time by title only.

Senator Kickliter moved that the rules be further waived and Senate Bill No. 850 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 850 was read the third time in full.

Upon the passage of Senate Bill No. 850 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 850 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Kickliter—

S. B. No. 851—A bill to be entitled An Act amending Subsection (3) of Section 194.60 of Florida Statutes relating to the sales of land, title to which has become vested in the several counties of the State of Florida under the provisions of Chapter 20722 of the Laws of Florida, Acts of 1941, as amended by Chapter 22079 of the Laws of Florida, Acts of 1943, and all other acts amendatory thereto, providing the manner of sale and directing the distribution of the proceeds thereof.

Which was read the first time by title only and referred to the Committee on County Organizations.

By Senator Carlton—

S. B. No. 852—A bill to be entitled An Act to amend Subsections (8) and (9) of Section 576.01, Section 576.01, Subsection (1) of Section 576.02, Subsection (7) of Section 576.03, Subsection (2) of Section 576.07, Subsection (1) of Section 576.08, Section 576.082, the title to Section 576.084, Subsections (4) and (5) of Section 576.084, Subsection (3) of Section 576.09, and Section 576.10, Florida Statutes, relating to the manufacture and sale of commercial fertilizer.

Which was read the first time by title only and referred to the Committee on Agriculture.

By Senator Kickliter—

S. B. No. 853—A bill to be entitled An Act relating to the authority and duties of special investigators to state attorneys in counties having a population of not less than two hundred thousand (200,000) nor more than three hundred thousand (300,000) according to the last official census.

Which was read the first time by title only.

Senator Kickliter moved that the rules be waived and Senate Bill No. 853 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 853 was read the second time by title only.

Senator Kickliter moved that the rules be further waived and Senate Bill No. 853 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 853 was read the third time in full.

Upon the passage of Senate Bill No. 853 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 853 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Rodgers, Shands, Barber, Gautier (13th) and Bronson—

S. B. No. 854—A bill to be entitled An Act relating to agricultural use of fire crackers; amending Chapter 791, Florida Statutes, by adding a new Section 791.07 thereto; authorizing the commissioner of agriculture to regulate by rules and regulations.

Which was read the first time by title only and referred to the Committee on Agriculture.

By Senators Rodgers, Morgan, Gautier (13th) and Kickliter—

S. B. No. 855—A bill to be entitled An Act relating to construction of state office buildings by agencies of state gov-

ernment through issuing revenue certificates; authorizing Florida Improvement Commission and State Board of Administration to finance projects; authorizing the pledging of any funds appropriated by the Legislature for such use; providing effective date.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Davis—

S. B. No. 856—A bill to be entitled An Act relating to a division of race track funds in Madison County in excess of one hundred twenty-five thousand five hundred dollars (\$125,500) per year; providing this Act shall expire at the end of four (4) years; and providing an effective date.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 856 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Melvin, on behalf of Senator Davis who was presiding, moved that the rules be waived and Senate Bill No. 856 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 856 was read the second time by title only.

Senator Melvin moved that the rules be further waived and Senate Bill No. 856 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 856 was read the third time in full.

Upon the passage of Senate Bill No. 856 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 856 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Davis—

S. B. No. 857—A bill to be entitled An Act fixing the compensation of the County Commissioners and members of the County Board of Public Instruction of Madison County, Florida; limiting the number of meetings of county commissioners; repealing Chapter 27259, Acts of 1951; providing an effective date.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 857 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Melvin, on behalf of Senator Davis who was presiding, moved that the rules be waived and Senate Bill No. 857 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 857 was read the second time by title only.

Senator Melvin moved that the rules be further waived and

Senate Bill No. 857 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 857 was read the third time in full.

Upon the passage of Senate Bill No. 857 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 857 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Davis—

S. B. No. 858—A bill to be entitled An Act amending Section 806.08, Florida Statutes, providing a penalty for burning, setting fire to, causing to be burned or otherwise destroying or injuring crops and materials.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Davis—

S. B. No. 859—A bill to be entitled An Act amending Chapter 806, Florida Statutes, relating to arson, by adding a new Section designated as 806.071, making it a felony to willfully and maliciously set fire to, burn, or cause to be burned any forest, grass or woodlands and providing a penalty therefor; amending Section 806.08, Florida Statutes, to except therefrom crops included in Section 806.071.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Morgan—

S. B. No. 860—A bill to be entitled An Act to further amend Section 5 of Chapter 22340, Laws of Florida, Acts of 1943, entitled "An Act providing for service raises for employees of the City of Jacksonville, Florida," as amended by Section 2 of Chapter 27634, Laws of Florida, Acts of 1951, as amended by Section 2 of Chapter 29182, Laws of Florida, Acts of 1953; by extending the benefits of said Act with respect to employees of the fire and police departments to cover the years of continuous service prior, as well as subsequent to January 1, 1934; and, by providing that service raises for employees in those departments who were initially employed therein prior to January 1, 1934, shall accrue and shall be adjusted and paid by calculating the period of service and the number of service raises from the date of initial employment with the city.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 860 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Morgan moved that the rules be waived and Senate Bill No. 860 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 860 was read the second time by title only.

Senator Morgan moved that the rules be further waived and Senate Bill No. 860 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 860 was read the third time in full.

Upon the passage of Senate Bill No. 860 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 860 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Morgan—

S. B. No. 861—A bill to be entitled An Act to amend Section 9 of Chapter 18615, Laws of Florida, Special Acts of 1937, entitled, "An Act providing for pensions for certain members of the police and fire departments of the City of Jacksonville."

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 861 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Morgan moved that the rules be waived and Senate Bill No. 861 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 861 was read the second time by title only.

Senator Morgan moved that the rules be further waived and Senate Bill No. 861 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 861 was read the third time in full.

Upon the passage of Senate Bill No. 861 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 861 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Morgan—

S. B. No. 862—A bill to be entitled An Act relating to admission taxes; amending Section 212.08, Florida Statutes, by adding a new Subsection (10) thereto; exempting certain sports events therefrom.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Bronson—

S. B. No. 863—A bill to be entitled An Act to promote the cattle industry of Florida; providing an assessment on cattle slaughtered in licensed slaughter houses; providing supervision and collection of the fund by the Commissioner of Agriculture; providing distribution and use of the fund; providing effective date.

Which was read the first time by title only and referred to the Committee on Livestock.

By Senator Houghton—

S. B. No. 864—A bill to be entitled An Act to create and establish a new municipality to be known as South Pasadena, Pinellas County, Florida; and to fix the boundaries and provide for the government powers and privileges of said town, and the means for exercising the same; and to authorize the imposition of penalties for the violations of ordinances; to provide officers for said town until election; to provide for a referendum election to be held to determine whether this Act shall be ratified or rejected.

Which was read the first time by title only.

Senator Houghton moved that the rules be waived and Senate Bill No. 864 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 864 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 864 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 864 was read the third time in full.

Upon the passage of Senate Bill No. 864 the roll was called and the vote was:

Yeas—35

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 864 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Shands—

S. B. No. 865—A bill to be entitled An Act relating to the salary of each circuit judge of a judicial circuit of the State of Florida embracing six (6) or more counties with a total population not exceeding one hundred fifteen thousand (115,000) and with one (1) or more counties therein with a population of fifty-five thousand (55,000) or more according to the last preceding Federal Census, and in which circuit there is no criminal or civil court of record; and providing that a part of the salary of each judge shall be paid from the general revenue fund of the counties of said circuit in the proportion that the population of each county bears to the total population of such circuit, according to the last preceding Federal Census; making the same a county purpose; making an annual appropriation therefor; and providing the effective date thereof.

Which was read the first time by title only.

Senator Shands moved that the rules be waived and Senate Bill No. 865 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 865 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 865 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 865 was read the third time in full.

Upon the passage of Senate Bill No. 865 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 865 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Carraway—

S. B. No. 866—A bill to be entitled An Act to designate and establish a certain State road in Leon County, Florida.

Which was read the first time by title only.

Senator Carraway moved that the rules be waived and Senate Bill No. 866 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 866 was read the second time by title only.

Senator Carraway moved that the rules be further waived and Senate Bill No. 866 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 866 was read the third time in full.

Upon the passage of Senate Bill No. 866 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So Senate Bill No. 866 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 11, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has recalled from the Senate and has reconsidered the vote by which Senate Bill No. 616 passed the House of Representatives as amended on May 5, 1955—

By Senator Houghton—

S. B. No. 616—A bill to be entitled An Act creating the St. Petersburg Beach Park Board as an agency of the City of St. Petersburg Beach having the exclusive right to regulate and control the property known as Upham Park; providing for the membership of said park board and their qualification

and election to office; providing for the powers of said park board to contract; to erect and construct buildings; to establish parking facilities and meters; to pledge income from said park and to establish rules and regulations; to provide for the clerk of said board and the manner of keeping records; to provide for the deposit and expenditure of funds; to provide for the employment of personnel; to provide for a special election; to declare the legislative intent to be that this Act shall be in addition to Chapter 26,208, Special Acts of Florida, 1949, which is the present Charter of the City of St. Petersburg Beach, and that any part of said Act in conflict herewith to be hereby repealed; and further to provide that said Act is additional to any legislative charter subsequently adopted by the City of St. Petersburg Beach unless this Act is specifically repealed therein; to provide for savings clause and for the effective date of this Act.

Proof of publication attached.

—has reconsidered and withdrawn the following amendment:

In Title, in lines 29 and 30, following the words "for savings clause" strike out: "and for the effective date of this act". and insert the following in lieu thereof: "; and providing for a referendum." and on page 6 of the Bill, strike out Section 17 in its entirety and insert the following in lieu thereof:

Section 17. This act shall not become effective until and unless approved and ratified by a majority of the qualified electors of the City of St. Petersburg Beach, Florida, voting in an election within said city, called and held for the purpose of ratification or rejection hereof, at or prior to the next city or general election. The city officials are hereby given power and authority to call a special election for the purpose of ratifying or rejecting this act. This act shall take effect immediately upon ratification.

And passed Senate Bill No. 616 as amended by the following amendments adopted by the House of Representatives on May 10, 1955:

Amendment No. 1—

On page 6 strike out Section 17 in its entirety and insert the following in lieu thereof:

Section 17. This Act shall not become effective until and unless approved and ratified by a majority of the qualified electors of the City of St. Petersburg Beach, Florida, voting in the election within said city, on the first Tuesday in August, 1955, as provided for herein for the initial election of five (5) park commissioners; and the said park commissioners shall not take office unless this Act is approved and ratified at said election.

Amendment No. 2—

In Title, in lines 29 and 30, following the words "for savings clause" strike out "and for the effective date of this Act" and insert the following in lieu thereof: "; and providing a referendum."

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 616, contained in the above message, was read by title, together with House Amendments thereto.

Senator Houghton moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 616.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 616.

Senator Houghton moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 616.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 616.

And Senate Bill No. 616, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 11, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Pope—

S. B. No. 142—A bill to be entitled An Act relating to publishing the Florida Statutes, financing the publication and sale; amending Subsection (2) of Section 16.46, Florida Statutes; adding Subsections (3), (4), (5), and (6); providing for a revolving fund and disposal of obsolete Statutes by Secretary of State.

Also—

By the Committee on Judiciary "C"—

Committee Substitute for S. B. No. 285—A bill to be entitled An Act providing for the return to the rightful owner of money or motor vehicle which has been taken from the rightful owner under circumstances constituting larceny; providing the procedure for the return thereof in the court having criminal jurisdiction; providing for notice to be served upon parties interested in such money or motor vehicle and the manner of such service; providing for the admission of secondary evidence in criminal trials charging larceny wherein money or motor vehicle has been returned to the rightful owner; providing that failure to object to the return of such money or motor vehicle shall not be received as evidence in any criminal proceeding involving larceny of such money or motor vehicle; repealing all laws or parts of laws in conflict herewith; and providing the effective date of this Act.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 142 and Committee Substitute for Senate Bill No. 285, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 10, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Houghton—

S. B. No. 618—A bill to be entitled An Act to amend Section 1 of Chapter 27,202, Acts of 1951, relating to the issuance of a beverage license to any municipality, county, airport authority or other governmental agency operating an airport where an airline transportation company or companies, properly certificated by the United States of America, operate and maintain a regular passenger service on scheduled flights, in each county of the State of Florida having a population of more than 200,000 but less than 400,000 according to the most recent census, by making said Chapter 27,202, Acts of 1951, applicable to counties having a population of more than 150,000 but less than 400,000 according to the most recent census; and providing for the effective date of this Act.

Also—

By Senator Pope—

S. B. No. 654—A bill to be entitled An Act declaring the establishment and maintenance of garbage, refuse, rubbish and trash dumps to be a county purpose; empowering the

Board of County Commissioners of St. Johns County to license and locate and purchase, rent, lease, or otherwise acquire real estate and to use real estate now or hereafter owned by St. Johns County for the purpose of locating and establishing such dumps; authorizing the regulation and maintenance of same; and making it unlawful to dump garbage, refuse, rubbish and trash in St. Johns County except in such dumps licensed and located and established and maintained by or under the supervision of the Board of County Commissioners of St. Johns County; and prescribing a penalty for the violation thereof.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 618 and 654, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 10, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith—

By Senator Pearce—

S. B. No. 111—A bill to be entitled An Act to amend Subsections (3) and (5) of Section 11.21, and Subsection (1) of Section 11.23, Florida Statutes, relating to the Legislative Council and Reference Bureau to provide for additional membership on select committees of the Legislative Council and the payment of expenses of such members and to provide a method of establishing quarters for the Legislative Reference Bureau.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 111, contained in the above message, was read by title.

Senator Pearce moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Bill No. 111 passed the Senate on April 20, 1955.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 111 passed the Senate on April 20, 1955?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 111 passed the Senate on April 20, 1955.

The question recurred on the passage of Senate Bill No. 111.

Pending roll call on the passage of Senate Bill No. 111, by unanimous consent Senator Pearce withdrew Senate Bill No. 111 from the further consideration of the Senate.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 10, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Musselman of Broward—

H. B. No. 1081—A bill to be entitled An Act requiring candidates for nomination of recognized political parties to any county office of Broward County to qualify, file their qualification oaths, sworn statements and receipts for party assessments with and pay their filing fees to the Clerk of the Circuit Court of Broward County not later than noon of February 1st of the year in which any primary election is held.

Proof of publication attached.

Also—

By Messrs. Gibbons, Johnson and Moody of Hillsborough—

H. B. No. 1082—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County to protect county roads by having the right to enter upon rights of way of drainage districts to clean or maintain drainage ditches therein when the condition thereof is such as to endanger any county road.

Proof of publication attached.

Also—

By Messrs. Moody, Johnson and Gibbons of Hillsborough—

H. B. No. 1083—A bill to be entitled An Act authorizing and empowering Hillsborough County, Florida, by and through its board of county Commissioners, to acquire sites, offices, and buildings, outside the county seat, for the purpose of housing officials and agencies of county government, and to pay the cost thereof, and to levy a tax not to exceed one-quarter mill per annum for not more than six years, consecutively or otherwise, for the purpose of raising funds for the acquisition of land and the construction and equipment of buildings erected thereon, and authorizing the issuance of interest-bearing certificates of indebtedness to be paid from the proceeds of such tax and authorizing the use of any funds heretofore or hereafter collected from the lease or sale of block 64 of the general map of the City of Tampa for any of the purposes set forth in this Act; providing for the control and use of said building; providing that the powers and duties granted hereunder to be for a county purpose and for the welfare and benefit of the inhabitants of said county; providing that this act shall be supplemental and cumulative and providing when this act shall take effect.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1081 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1081, contained in the above message, was read the first time by title only and referred to the Committee on Privileges and Elections.

Proof of publication of Notice was attached to House Bill No. 1082 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1082, contained in the above message, was read the first time by title only.

Senator Kickliter moved that the rules be waived and House Bill No. 1082 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1082 was read the second time by title only.

Senator Kickliter moved that the rules be further waived and House Bill No. 1082 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1082 was read the third time in full.

Upon the passage of House Bill No. 1082 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So House Bill No. 1082 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1083 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1083, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 10, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Musselman of Broward—

H. B. No. 1085—A bill to be entitled An Act amending Sections 9, 13 and 16 of Chapter 28946, Laws of Florida, Acts of 1953, relating to plats and platting of lands in Broward County.

Proof of publication attached.

Also—

By Messrs. Moody, Johnson and Gibbons of Hillsborough—

H. B. No. 1084—A bill to be entitled An Act authorizing and directing the Board of County Commissioners of Hillsborough County, Florida, to investigate the claim of W. G. McNichols against Hillsborough County, Florida for property damages sustained by him under the Hillsborough County Mosquito Control Program, and to pay him compensatory damages in a sum not to exceed thirty-nine hundred fifty one dollars and thirty-one cents (\$3951.31) if his claim is approved, and to provide funds for the payment of same after the said sum shall be fixed and approved.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1085 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1085, contained in the above message, was read the first time by title only.

Senator Cabot moved that the rules be waived and House Bill No. 1085 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1085 was read the second time by title only.

Senator Cabot moved that the rules be further waived and House Bill No. 1085 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1085 was read the third time in full.

Upon the passage of House Bill No. 1085 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So House Bill No. 1085 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1084 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1084, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 10, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Musselman of Broward—

H. B. No. 1078—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Broward County to acquire by eminent domain all real property situate and lying within five hundred feet of the Broward County Court house for public use, and determining such acquisition a county purpose.

Proof of publication attached.

Also—

By Mr. Musselman of Broward—

H. B. No. 1079—A bill to be entitled An Act relating to the Juvenile Court of Broward County; repealing Section 4 of Chapter 24223, Laws of Florida, Acts of 1947, and Section 4 of Chapter 26579, Laws of Florida, Acts of 1951.

Proof of publication attached.

Also—

By Mr. Musselman of Broward—

H. B. No. 1080—A bill to be entitled An Act relating to the payment of compensation to state witnesses in the County Court, the County Judge's Court and the Criminal Court of Record of Broward County, and the Circuit Court of the Fifteenth Judicial Circuit in and for Broward County.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1078 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1078, contained in the above message, was read the first time by title only.

Senator Cabot moved that the rules be waived and House Bill No. 1078 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1078 was read the second time by title only.

Senator Cabot moved that the rules be further waived and House Bill No. 1078 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1078 was read the third time in full.

Upon the passage of House Bill No. 1078 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So House Bill No. 1078 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1079 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1079, contained in the above message, was read the first time by title only.

Senator Cabot moved that the rules be waived and House Bill No. 1079 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1079 was read the second time by title only.

Senator Cabot moved that the rules be further waived and House Bill No. 1079 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1079 was read the third time in full.

Upon the passage of House Bill No. 1079 the roll was called and the vote was:

Yeas—35.

Mr. President	Cabot	Edwards	Johns
Baker	Carlton	Gautier (28th)	Johnson
Barber	Carraway	Gautier (13th)	Kickliter
Beall	Clarke	Getzen	King
Black	Connor	Hodges	Melvin
Bronson	Douglas	Houghton	Morgan

Morrow  
Pearce  
Phillips

Pope  
Rawls  
Rodgers

Rood  
Shands  
Stenstrom

Stratton  
Tapper

Nays—None.

So House Bill No. 1079 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1080 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1080, contained in the above message, was read the first time by title only.

Senator Cabot moved that the rules be waived and House Bill No. 1080 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1080 was read the second time by title only.

Senator Cabot moved that the rules be further waived and House Bill No. 1080 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1080 was read the third time in full.

Upon the passage of House Bill No. 1080 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So House Bill No. 1080 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 10, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Stewart of Okaloosa—

H. B. No. 1062—A bill to be entitled An Act amending Section 1 (b) of Chapter 25754, Laws of Florida, Acts of 1949, the same being the Charter of the city of Crestview, Okaloosa County, Florida, by redefining the boundaries of said City; providing effective date.

Proof of publication attached.

Also—

By Messrs. Dickinson and Roberts of Palm Beach—

H. B. No. 1065—A bill to be entitled An Act to amend Chapter 9794, Laws of Florida, Acts of 1923, as amended by Chapter 12943, Acts of 1927, Chapter 19931, Acts of 1939, and Chapter 21324, Acts of 1941, pertaining to the municipal charter of the town of Lake Park (formerly Kelsey City), in Palm Beach County, Florida, in the following particulars:

1. Amending Article II by the addition of Section 58, grant-

ing the town commission the right to create the office of municipal judge, etc.

2. Amending Article III by adding Section 7, pertaining to the recall of elected officials and prescribing procedure therefor.

3. Amending Article V by adding Section 4, providing for initiative and referendum by qualified electors of said town and prescribing procedure.

4. Amending Article VIII by amending Section 4, providing for improvement and assessments to include expansion of water system by installing additional water mains, etc., and excluding limitations on number of feet of paving authorized in calendar year. All subject to a referendum provided in this Act.

Also—

By Mr. Conner of Bradford—

H. B. No. 1067—A bill to be entitled An Act relating to the fencing of livestock in Bradford County, Florida; providing the liability of the owner of livestock running at large or straying; the impounding and sale of such livestock, prescribing the duty of county commissioners and sheriffs hereunder; providing punishment for violation of the provisions hereof and repealing certain laws in conflict herewith.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1062 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1062, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 1065, contained in the above message, was read the first time by title only.

Senator Morrow moved that the rules be waived and House Bill No. 1065 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1065 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1065 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1065 was read the third time in full.

Upon the passage of House Bill No. 1065 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kicklitter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So House Bill No. 1065 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill

No. 1067 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1067, contained in the above message, was read the first time by title only.

Senator Johns moved that the rules be waived and House Bill No. 1067 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1067 was read the second time by title only.

Senator Johns moved that the rules be further waived and House Bill No. 1067 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1067 was read the third time in full.

Upon the passage of House Bill No. 1067 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kicklitter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So House Bill No. 1067 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 10, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Williams of Seminole—

H. B. No. 1059—A bill to be entitled An Act authorizing and empowering the City of Sanford to regulate vehicular traffic and parking on streets in housing projects owned, managed or operated by the Housing Authority of the City of Sanford, Florida, created pursuant to Chapter 421, Florida Statutes, known as "Housing Authorities Law," and providing that the City shall not be required to maintain such non-dedicated streets or be liable on account of any defects therein; and providing an effective date.

Proof of publication attached.

Also—

By Messrs. Dickinson and Roberts of Palm Beach—

H. B. No. 1060—A bill to be entitled An Act relating to the town of Palm Beach, Palm Beach County, Florida, granting additional power and authority unto the town to enter into contracts or agreements with the County of Palm Beach, any city, town, village, harbor district, port district, inlet district, or other governmental agency or subdivision within the County of Palm Beach, for the acquisition, installation and maintenance of a water works plant and system, sand pumping facilities for the replenishing and rehabilitation of the Atlantic Ocean Beaches within the town, and other public utilities and installations for municipal or public purposes for the town of Palm Beach.

Proof of publication attached.

Also—

By Messrs. Coleman and Land of Orange—

H. B. No. 1061—A bill to be entitled An Act extending the corporate limits and boundaries of the city of Winter Park, Florida, to include certain areas of land and contracting the corporate limits and boundaries of the city of Winter Park, Florida, to exclude certain other lands.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1059 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1059, contained in the above message, was read the first time by title only.

Senator Stenstrom moved that the rules be waived and House Bill No. 1059 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1059 was read the second time by title only.

Senator Stenstrom moved that the rules be further waived and House Bill No. 1059 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1059 was read the third time in full.

Upon the passage of House Bill No. 1059 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So House Bill No. 1059 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1060 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1060, contained in the above message, was read the first time by title only.

Senator Morrow moved that the rules be waived and House Bill No. 1060 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1060 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1060 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1060 was read the third time in full.

Upon the passage of House Bill No. 1060 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So House Bill No. 1060 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1061 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1061, contained in the above message, was read the first time by title only.

Senator Rodgers moved that the rules be waived and House Bill No. 1061 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1061 was read the second time by title only.

Senator Rodgers moved that the rules be further waived and House Bill No. 1061 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1061 was read the third time in full.

Upon the passage of House Bill No. 1061 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So House Bill No. 1061 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 10, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Horne and Ballinger of Leon—

H. B. No. 396—A bill to be entitled An Act relating to the offenses of bribery and acceptance of bribes by public officers, agents, servants and employees; defining said offenses and prescribing the punishments therefor; and prescribing the effective date hereof.

By Messrs. Okell, Herrell and Orr of Dade—

H. B. No. 327—A bill to be entitled An Act amending Sec-

tion 906.27, Chapter 906, Florida Statutes, to provide for the custody of indictments and informations and providing for the inspection thereof by certain officers under conditions expressed herein; repealing all laws in conflict herewith; and providing an effective date for the law.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 396, contained in the above message, was read the first time by title only.

Senator Carraway moved that the rules be waived and House Bill No. 396 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

And House Bill No. 327, contained in the above message, was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and House Bill No. 327 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Gautier (13th) asked unanimous consent of the Senate to take up and consider House Bill No. 327, out of its order.

Which was agreed to.

H. B. No. 327—A bill to be entitled An Act amending Section 906.27, Chapter 906, Florida Statutes, to provide for the custody of indictments and informations and providing for the inspection thereof by certain officers under conditions expressed herein; repealing all laws in conflict herewith; and providing an effective date for the law.

Was taken up.

Senator Gautier (13th) moved that the rules be waived and House Bill No. 327 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 327 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and House Bill No. 327 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 327 was read the third time in full.

Upon the passage of House Bill No. 327 the roll was called and the vote was:

Yeas—29.

Mr. President	Connor	Kickliter	Rood
Baker	Douglas	King	Shands
Barber	Edwards	Morgan	Stenstrom
Black	Gautier (13th)	Morrow	Stratton
Cabot	Getzen	Phillips	Tapper
Carlton	Hodges	Pope	
Carraway	Houghton	Rawls	
Clarke	Johnson	Rodgers	

Nays—None.

So House Bill No. 327 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Carraway withdrew Senate Bill No. 385 from the further consideration of the Senate.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 10, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Pittman of Santa Rosa—

H. B. No. 911—A bill to be entitled An Act naming a certain State Park in Santa Rosa County the "Coldwater Memorial Park."

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 911, contained in the above message, was read the first time by title only and referred to the Committee on Forestry and Parks.

Senator Rodgers moved that the rules be waived and Senate Bill No. 583 be recalled from the Committee on Motor Vehicles.

Which was agreed to by a two-thirds vote and it was so ordered.

By unanimous consent Senator Rodgers withdrew Senate Bill No. 583 from the further consideration of the Senate.

Senator Connor moved that House Bill No. 307 be indefinitely postponed.

Which was agreed to and House Bill No. 307 was indefinitely postponed, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Gautier (28th) withdrew Senate Bill No. 138 from the further consideration of the Senate.

Senator Gautier (28th) moved that Senate Bill No. 136 be recalled from the Committee on Appropriations.

Which was agreed to by a two-thirds vote and it was so ordered.

By unanimous consent Senator Gautier (28th) withdrew Senate Bill No. 136 from the further consideration of the Senate.

Senator Gautier (28th) moved that Senate Bill No. 137 be recalled from the Committee on Appropriations.

Which was agreed to by a two-thirds vote and it was so ordered.

By unanimous consent Senator Gautier (28th) withdrew Senate Bill No. 137 from the further consideration of the Senate.

Senator Gautier (28th) moved that Senate Bill No. 731 be recalled from the Committee on Pensions and Claims.

Which was agreed to by a two-thirds vote and it was so ordered.

By unanimous consent Senator Gautier (28th) withdrew Senate Bill No. 731 from the further consideration of the Senate.

Senator Pope moved that the rules be waived and the Senate immediately reconsider the vote by which Committee Substitute for Senate Bill No. 81, as amended, passed the Senate on May 10, 1955.

Committee Substitute for S. B. No. 81—A bill to be entitled An Act relating to proof of financial responsibility by owners and operators of motor vehicles; prescribing the duties, powers and authority of the insurance commissioner; providing for the suspension and revocation of licenses and motor vehicle registration and providing for other matters in connection with the financial responsibility of owners and operators of motor vehicles and providing the penalties for violation of the provisions of this Act; providing that Chapter 324, Florida Statutes, 1953, relating to proof of

financial responsibility of operators of motor vehicles, be repealed and superseded by this Act; and providing an appropriation.

The President put the question: "Will the Senate reconsider the vote by which Committee Substitute for Senate Bill No. 81, as amended, passed the Senate on May 10, 1955?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Committee Substitute for Senate Bill No. 81, as amended, passed the Senate on May 10, 1955.

The question recurred on the passage of Committee Substitute for Senate Bill No. 81, as amended.

By unanimous consent Senator Pope, as Chairman of the Committee on Appropriations, offered the following amendment to Committee Substitute for Senate Bill No. 81, as amended:

In Section 4, (typewritten bill) strike out all of Section 4 and insert in lieu thereof the following:

"Section 4. To carry out the purposes of this Act there is hereby appropriated from the General Revenue Fund, the additional sum of one hundred thirty-seven thousand five hundred dollars for the fiscal year beginning July 1, 1955, and the additional sum of one hundred thirty-seven thousand and five hundred dollars for the fiscal year beginning July 1, 1956.

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pope moved that Committee Substitute for Senate Bill No. 81 be read in full, as further amended, and put upon its passage.

Which was agreed to.

And Committee Substitute for Senate Bill No. 81 was read in full, as further amended.

Upon call of the roll on the passage of Committee Substitute for Senate Bill No. 81, as further amended, the vote was:

Yeas—28.

Baker	Douglas	Johnson	Pope
Barber	Edwards	Kicklitter	Rawls
Black	Gautier (28th)	King	Rodgers
Cabot	Gautier (13th)	Morgan	Shands
Carlton	Getzen	Morrow	Stenstrom
Carraway	Hodges	Pearce	Stratton
Clarke	Houghton	Phillips	Tapper

Nays—2.

Mr. President Connor

So Committee Substitute for Senate Bill No. 81 passed, as further amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Cabot asked unanimous consent of the Senate to take up and consider House Bill No. 880, out of its order.

Which was agreed to.

H. B. No. 880—A bill to be entitled An Act to create and establish a municipal corporation to be known as the City of Miramar in Broward County, Florida; to prescribe and fix the territorial limits and boundaries of said city; to provide a charter for said city; to prescribe the form of government of said city; to provide for the jurisdiction, powers and privileges of said city; to confer certain powers upon said city and the officers thereof; to name the first officers of said city; to limit the power of levying ad valorem taxes by said city; to authorize the integration of territory into said city, which territory is adjacent to the city limits of said city as they now are or may hereafter exist; and providing for the procedure to be followed in order to integrate such territory; and providing for the participation of the residents of such integrated area in the government of said city upon said area being integrated into said city; and to provide for the carrying into effect of the provisions of this Act.

Was taken up.

Senator Cabot moved that the rules be waived and House Bill No. 880 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 880 was read the second time by title only.

Senator Cabot moved that the rules be further waived and House Bill No. 880 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 880 was read the third time in full.

Upon the passage of House Bill No. 880 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kicklitter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

Nays—None.

So House Bill No. 880 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beall asked unanimous consent of the Senate to take up and consider House Bill No. 642, out of its order.

Which was agreed to.

H. B. No. 642—A bill to be entitled An Act to empower the Escambia County Health Department to issue Licenses for the Operation of Child Care Centers in order to protect the Well Being of the Children of Escambia County, Florida; to define Child Care Centers; to outline Licensing Procedure; to set Health Standards for children cared for in these Centers and for the Health of the Personnel Operating Child Care Centers; to describe personnel who may operate these Centers; to describe Minimum Physical Facilities for these Centers; to set standards of Food Service in these Centers; to authorize Revocation of Permits; to set forth Procedure for Appeal of Action taken under Authority of this Act; providing penalties for violation of provisions of this Act; fixing an effective date.

Was taken up.

Senator Beall moved that the rules be waived and House Bill No. 642 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 642 was read the second time by title only.

Senator Beall offered the following amendment to House Bill No. 642:

In Section 5 (typewritten bill) strike out all of Subsections three (3) and six (6), and renumber remaining Subsections.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall moved that the rules be further waived and House Bill No. 642, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 642, as amended, was read the third time in full.

Upon the passage of House Bill No. 642, as amended, the roll was called and the vote was:

## Yeas—35.

Mr. President	Clarke	Johns	Pope
Baker	Connor	Johnson	Rawls
Barber	Douglas	Kickliter	Rodgers
Beall	Edwards	King	Rood
Black	Gautier (28th)	Melvin	Shands
Bronson	Gautier (13th)	Morgan	Stenstrom
Cabot	Getzen	Morrow	Stratton
Carlton	Hodges	Pearce	Tapper
Carraway	Houghton	Phillips	

## Nays—None.

So House Bill No. 642 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Johnson moved that House Bill No. 312, previously referred to the Committee on Finance and Taxation, be also referred to an appropriate Judiciary Committee.

Which was agreed to by a two-thirds vote, and House Bill No. 312 was referred to the Committee on Finance and Taxation and the Committee on Judiciary "B," in the order named.

## MOTION TO RECONSIDER

Senator Shands presiding.

The motion made by Senator Pope on May 10, 1955, that the Senate reconsider the vote by which Senate Bill No. 439, as amended, passed the Senate on May 10, 1955, was taken up.

S. B. No. 439—A bill to be entitled An Act vesting the trustees of the internal improvement fund with authority under certain conditions to extend the time of performance of certain oil, gas and mineral leases granted under the provisions of certain exploration contracts entered into prior to the enactment of Chapter 22824, Laws of Florida, Acts of 1945, (Section 253.51 to 253.61 inclusive, Florida Statutes.)

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 439, as amended, passed the Senate on May 10, 1955?"

A roll call was demanded.

Upon call of the roll on the question the vote was:

## Yeas—22.

Mr. President	Edwards	Melvin	Rood
Bronson	Gautier (13th)	Morgan	Shands
Cabot	Getzen	Pearce	Stenstrom
Carlton	Houghton	Pope	Stratton
Clarke	Johnson	Rawls	
Douglas	Kickliter	Rodgers	

## Nays—12.

Baker	Black	Hodges	Morrow
Barber	Carraway	Johns	Phillips
Beall	Connor	King	Tapper

So the Senate reconsidered the vote by which Senate Bill No. 439, as amended, passed the Senate on May 10, 1955.

The question recurred on the passage of Senate Bill No. 439, as amended.

Upon call of the roll on the passage of Senate Bill No. 439, as amended, the vote was:

## Yeas—11.

Baker	Black	Hodges	Phillips
Barber	Carraway	Johns	Tapper
Beall	Connor	King	

## Nays—23.

Mr. President	Edwards	Melvin	Rodgers
Bronson	Gautier (13th)	Morgan	Rood
Cabot	Getzen	Morrow	Shands
Carlton	Houghton	Pearce	Stenstrom
Clarke	Johnson	Pope	Stratton
Douglas	Kickliter	Rawls	

So Senate Bill No. 439, as amended, failed to pass.

The President presiding.

## SPECIAL AND CONTINUING ORDER

Pursuant to the motion made by Senator Tapper on May 10, 1955, and the hour having arrived, the Senate took up for consideration Senate Bill No. 480 as a Special and Continuing Order of Business.

S. B. No. 480—A bill to be entitled An Act to clarify and codify the laws of the State relating to roads; to reorganize the State Road Department; to establish road districts and provide for the appointment of the members of the State Road Board from such districts; to prescribe the powers and duties of the board and chairman; to provide for the appointment and tenure of an executive director and highway engineer and the method of removal of same; to provide for classification of employees of the State Road Department and a management study of the department; to define state roads and provide for systems of state roads; to establish a priority system of roads; to provide for the sufficiency rating of roads by the board; to prohibit the use of road funds for nonhighway purposes except wayside parks and state park roads; to provide for the qualification of contractors and the regulation of delinquent contracts; to change the fiscal year of the State Road Department and provide a more adequate budget procedure; to prescribe the method of adoption of regulations by the State Road Board; and for other purposes related to the regulation and operation of the State Road Department; and to repeal Chapters 139, 140, 141, 341, 343, 348 and Sections 342.01 and 342.02, Florida Statutes.

Was taken up.

Senator Tapper moved that the rules be waived and Senate Bill No. 480 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 480 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 480:

By the Committee on Public Roads and Highways—

Committee Substitute for S. B. No. 480—A bill to be entitled An Act to clarify and codify the laws of the State relating to roads; to reorganize the State Road Department; to establish road districts and provide for the appointment of the members of the State Road Board from such districts; to prescribe the powers and duties of the board and chairman; to provide for the appointment and tenure of an executive director and highway engineer and the method of removal of same; to provide for classification of employees of the State Road Department and a management study of the department; to define State roads and provide for systems of State roads; to establish a priority system of roads; to provide for the sufficiency rating of roads by the board; to prohibit the use of road funds for nonhighway purposes except wayside parks and State park roads; to provide for the qualification of contractors and the regulation of delinquent contracts; to change the fiscal year of the State Road Department and provide a more adequate budget procedure; to prescribe the method of adoption of regulations by the State Road Board; and for other purposes related to public roads and the regulation and operation of the State Road Department; and to repeal Chapters 139, 140, 141, 341, 343, 348, and Sections 342.01 and 342.02, Florida Statutes.

Was read the first time by title only.

Senator Baker moved that the rules be waived and the Committee Substitute for Senate Bill No. 480 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 480 was read the second time by title only.

Senator Baker moved the adoption of the Committee Substitute for Senate Bill No. 480

Which was agreed to and the Committee Substitute for Senate Bill No. 480 was adopted.

Pending consideration and amendment of Committee Sub-

stitute for Senate Bill No. 480, Senator Melvin moved that the Senate adjourn.

Which was agreed to and the Senate recessed at 12:33 o'clock P. M., until 2:30 o'clock P. M., this day, pursuant to the motion made by Senator Melvin, Chairman of the Committee on Rules and Calendar, on May 6, 1955.

### AFTERNOON SESSION

The Senate reconvened at 2:30 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Clarke	Houghton	Phillips
Baker	Connor	Johns	Pope
Barber	Douglas	Johnson	Rawls
Beall	Edwards	Kicklitter	Rodgers
Black	Fraser	King	Rood
Bronson	Gautier (28th)	Melvin	Shands
Cabot	Gautier (13th)	Morgan	Stenstrom
Carlton	Getzen	Morrow	Stratton
Carraway	Hodges	Pearce	Tapper

—36.

A quorum present.

Senators Floyd and Neblett were excused from attendance upon the Session.

### REPORTS OF COMMITTEES

By permission the following Reports of Committees were received:

Senator Stratton, Chairman of the Committee on Labor and Industry, reported that the Committee had carefully considered the following Bills:

S. B. No. 685—A bill to be entitled An Act providing that female employees shall be compensated at an equal rate with male employees working the same establishment at the same classification of work; allowing for variation in compensation under certain circumstances; providing a limitation for actions arising under the Act; placing the burden of proof of violation upon the claimant; providing that this Act shall not apply to employees in domestic or agricultural service; providing a penalty therefor; and providing an effective date clause.

S. B. No. 739—A bill to be entitled An Act relating to workmen's compensation benefits, state and county officers' and employees' retirement benefits, and state administered retirement plan benefits; amending Subsection (4) of Section 440.09, Florida Statutes, adding a new paragraph, Paragraph (c) to Subsection (2) of Section 121.14, Florida Statutes, and adding a new subsection, Subsection (3) to Section 134.14, Florida Statutes, to provide that any person entitled to or receiving workmen's compensation benefits, and state or county officers' and employees' retirement benefits, or benefits from any other state administered retirement plan shall receive all the benefits to which he may be entitled, not to exceed the average final compensation of such person.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Stratton, Chairman of the Committee on Labor and Industry, reported that the Committee had carefully considered the following Bill:

S. B. No. 579—A bill to be entitled An Act relating to unemployment compensation: amending Subparagraphs 1. a and 1. d of Paragraph (g) of Subsection (5) of Section 443.03, Florida Statutes, to except and exclude lime agricultural labor from definition of agricultural labor.

—and recommends that the same do pass with Committee Amendment as attached thereto.

And the Bill contained in the preceding report, together

with the Committee Amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Pope, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bill:

S. B. No. 532—A bill to be entitled An Act relating to Florida Highway Patrol, amending Section 321.07, Florida Statutes, compensation of employees and officers; providing appropriation; providing effective date.

—and recommends that the same do pass with Committee Amendments as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendments attached thereto, was placed on the Calendar of Bills on Second Reading.

### ENROLLING REPORTS

Your Enrolling Clerk, to whom was referred—

S. B. No. 11	S. B. No. 129
S. B. No. 16	S. B. No. 132
S. B. No. 21	S. B. No. 150
S. B. No. 64	S. B. No. 223
S. B. No. 66	S. B. No. 284
S. B. No. 68	S. B. No. 341
Com. Sub. for S. B. No. 91	S. B. No. 559
S. B. No. 97	S. B. No. 607
S. B. No. 102	S. B. No. 609
S. J. R. No. 119	S. B. No. 620

—begs leave to report same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 11, 1955, for his approval.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

Your Enrolling Clerk, to whom was referred—

S. B. No. 615.

—begs leave to report same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 11, 1955, for his approval.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

Senator Shands moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Bill No. 458 passed the Senate on May 10, 1955.

S. B. No. 458—A bill to be entitled An Act forbidding employers to require employees or applicants for employment to pay the cost of medical examinations or cost of furnishing records as a condition of employment.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 458 passed the Senate on May 10, 1955?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 458 passed the Senate on May 10, 1955.

The question recurred on the passage of Senate Bill No. 458.

Pending roll call on the passage of Senate Bill No. 458, by unanimous consent Senator Stenstrom offered the following amendment to Senate Bill No. 458:

In Section 1. (typewritten bill) beginning in line 1, strike out the words "employer, as defined in Section 2," and insert the words: "common carrier by rail, motor, water, air or express company doing business in or operating within the State."

Senator Stenstrom moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Stenstrom also offered the following amendment to Senate Bill No. 458:

Strike out all of Section 2, re-number Section 3 as Section 2, and re-number Section 4 as Section 3.

Senator Stenstrom moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Stenstrom also offered the following amendment to Senate Bill No. 458:

In Section 3, line 3, (typewritten bill) strike out the words "employer, as defined in Section 2" and insert the words "common carrier as described in Section 1."

Senator Stenstrom moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Stenstrom also offered the following amendment to Senate Bill No. 458:

In Section 4, line 1, (typewritten bill) strike out word "employer" and insert words "common carrier as described in Section 1."

Senator Stenstrom moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Stenstrom also offered the following amendment to Senate Bill No. 458: amend line 1 of title to strike out the word "employers" and insert the words "common carriers."

Senator Stenstrom moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Stenstrom moved that Senate Bill No. 458 be read in full, as amended, and put upon its passage.

Which was agreed to.

And Senate Bill No. 458 was read in full, as amended.

Upon call of the roll on the passage of Senate Bill No. 458, as amended, the vote was:

Yeas—29.

Mr. President	Clarke	Johnson	Rodgers
Baker	Connor	Kicklitter	Rood
Beall	Douglas	Morgan	Shands
Black	Fraser	Morrow	Stenstrom
Bronson	Gautier (13th)	Pearce	Tapper
Cabot	Getzen	Phillips	
Carlton	Houghton	Pope	
Carraway	Johns	Rawls	

Nays—None.

So Senate Bill No. 458 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Phillips presiding.

#### SPECIAL AND CONTINUING ORDER

Committee Substitute for S. B. No. 480—A bill to be entitled An Act to clarify and codify the laws of the State relating to roads; to reorganize the State Road Department; to establish road districts and provide for the appointment of the members of the State Road Board from such districts; to prescribe the powers and duties of the board and chairman; to provide for the appointment and tenure of an executive

director and highway engineer and the method of removal of same; to provide for classification of employees of the State Road Department and a management study of the department; to define state roads and provide for systems of state roads; to establish a priority system of roads; to provide for the sufficiency rating of roads by the board; to prohibit the use of road funds for nonhighway purposes except wayside parks and state park roads; to provide for the qualification of contractors and the regulation of delinquent contracts; to change the fiscal year of the State Road Department and provide a more adequate budget procedure; to prescribe the method of adoption of regulations by the State Road Board; and for other purposes related to public roads and the regulation and operation of the State Road Department; and to repeal Chapters 139, 140, 141, 341, 343, 348 and Sections 342.01 and 342.02, Florida Statutes.

Which was pending consideration and amendment at the hour of recess, having been read the second time by title at the morning session, this day, was resumed.

Senator Rawls offered the following amendment to Committee Substitute for Senate Bill No. 480:

In Section 28, Subsection (4), beginning on line 6 after the word "development," strike out the words "the secondary" and strike all of line 7 of said subsection.

Senator Rawls moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King offered the following amendment to Committee Substitute for Senate Bill No. 480:

In Section 5, (typewritten bill) strike out all of subsection (2) and insert in lieu thereof the following:

(2) Effective the first Tuesday after the first Monday in January, 1956, the State Road Board shall consist of five (5) members, one from each road district. Each member shall be appointed by the Governor, subject to confirmation by the Senate, in the following manner: one member from each of the odd-numbered districts for terms of one year each and one member from each of the even-numbered districts for terms of three years each. All subsequent appointments, except for filling vacancies, shall be for terms of four (4) years.

Senator King moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Connor offered the following amendment to Committee Substitute for Senate Bill No. 480:

In Section 139, Paragraph numbered (5), line 4, after the word "counties" and before the word "in," insert a comma and add: "on roads designated by the boards of county commissioners of the respective counties."

Senator Connor moved the adoption of the amendment.

Pending consideration of the foregoing amendment offered by Senator Connor to Committee Substitute for Senate Bill No. 480, Senator Connor offered the following amendment to the amendment:

At the end of the amendment add the following: Provided, however, that nothing herein contained shall in any way impair the present county road and bridge district bonds, revenue certificates, or other valid obligations of the respective counties.

Senator Connor moved the adoption of the amendment to the amendment.

Which was agreed to and the amendment to the amendment was adopted.

The question recurred on the adoption of the amendment, as amended, offered by Senator Connor to Committee Substitute for Senate Bill No. 480, which reads as follows:

In Section 139, Paragraph numbered (5), line 4, after the word "counties" and before the word "in," insert a comma and add: "on roads designated by the boards of county commissioners of the respective counties, provided, however, that nothing herein contained shall in any way impair the

present county road and bridge district bonds, revenue certificates, or other valid obligations of the respective counties."

Which was agreed to and the amendment, as amended, was adopted.

The President presiding.

Senator Neblett asked to be recorded present.

Senator Johns offered the following amendment to Committee Substitute for Senate Bill No. 480:

In Section 13, Subsection (2) lines 5-6 (typewritten bill) strike out the words and figures: "He shall be employed for an annual salary not to exceed eleven thousand (\$11,000) dollars."

Senator Johns moved the adoption of the amendment.

A roll call was demanded.

Upon call of the roll on the motion made by Senator Johns the vote was:

Yeas—19.

Mr. President	Cabot	Fraser	Neblett
Baker	Clarke	Gautier (28th)	Rawls
Beall	Connor	Hodges	Shands
Black	Douglas	Johns	Tapper
Bronson	Edwards	Johnson	

Nays—17.

Barber	Houghton	Pearce	Stenstrom
Carlton	Kickliter	Phillips	Stratton
Carraway	King	Pope	
Gautier (13th)	Melvin	Rodgers	
Getzen	Morrow	Rood	

So the amendment was adopted.

Senator Baker offered the following amendment to Committee Substitute for Senate Bill No. 480:

In Section 28, line 17 (typewritten bill), strike out the words: "ten thousand (10,000)" and insert in lieu thereof the following: "eleven thousand (11,000)"

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands offered the following amendment to Committee Substitute for Senate Bill No. 480:

In Section 37, line 4, Subsection 1, following the comma, strike out the words: "Which in the judgment of the Chairman, shall constitute a traffic hazard and without first obtaining a written permit therefor. The Chairman, at his discretion, may issue written permits and make such charges to cover cost of inspection and approval."

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rawls offered the following amendment to Committee Substitute for Senate Bill No. 480:

In Section 42 (typewritten bill), strike out the word "Pro" at end of line 9, and strike out all of lines 10, 11 and 12.

Senator Rawls moved the adoption of the amendment.

A roll call was demanded.

Upon call of the roll on the motion made by Senator Rawls, the vote was:

Yeas—14.

Barber	Connor	Johnson	Phillips
Black	Douglas	King	Rawls
Bronson	Hodges	Melvin	
Clarke	Johns	Neblett	

Nays—21.

Mr. President	Cabot	Carraway	Fraser
Baker	Carlton	Edwards	Gautier (28th)

Gautier (13th)	Morrow	Rood	Tapper
Getzen	Pearce	Shands	
Houghton	Pope	Stenstrom	
Morgan	Rodgers	Stratton	

So the amendment failed of adoption.

Senators Johnson and Rawls offered the following amendment to Committee Substitute for Senate Bill No. 480:

In Section 119, at the end of said Section add the following: "Provided, however, the county commissioners of such county must approve the same by resolution."

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Johnson and Carraway offered the following amendment to Committee Substitute for Senate Bill No. 480:

Strike out Section 140, and re-number the Sections which follow.

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johns offered the following amendment to Committee Substitute for Senate Bill No. 480:

In Section 161, Item 2, strike out all of Article 2 and insert in lieu thereof the following:

"Any person who violates any of the provisions of this Section is guilty of a misdemeanor and, upon arrest and conviction therefor, shall be punished by a fine of not less than five (\$5.00) dollars nor more than one hundred (\$100.00) dollars, or by imprisonment in the city or county jail for not more than thirty (30) days, or by both such fine and imprisonment."

Senator Johns moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tapper offered the following amendment to Committee Substitute for Senate Bill No. 480:

After Section 168 add a new Section as follows:

"Section 169. In the event any section, clause, sentence or portion of this Act be declared to be invalid, such invalid provision shall in no event affect the validity of the remaining sections, clauses, sentences, or portions of this Act."

Senator Tapper moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tapper moved that the rules be further waived and Committee Substitute for Senate Bill No. 480, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 480, as amended, was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 480, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Johnson	Rawls
Baker	Douglas	Kickliter	Rodgers
Barber	Edwards	King	Rood
Beall	Fraser	Melvin	Shands
Black	Gautier (28th)	Morgan	Stenstrom
Bronson	Gautier (13th)	Morrow	Stratton
Cabot	Getzen	Neblett	Tapper
Carlton	Hodges	Pearce	
Carraway	Houghton	Phillips	
Clarke	Johns	Pope	

Nays—None.

So Committee Substitute for Senate Bill No. 480 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Neblett moved that the rules be waived and the

Senate immediately reconsider the vote by which Senate Bill No. 774 passed the Senate on May 9, 1955.

S. B. No. 774—A bill to be entitled An Act to amend Section 1 of Chapter 29203, Special Acts of the Legislature of Florida, Year 1953, relating to and limiting the purposes for which funds received by the City of Key West, Florida, a municipal corporation, under and by virtue of Chapter 210, Tax on Cigarettes, Florida Statutes 1951, or any reenactment thereof shall be used, by liberalizing the purposes for which said funds may be used, and providing for this Act to take effect upon its becoming a law.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 774 passed the Senate on May 9, 1955?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 774 passed the Senate on May 9, 1955.

The question recurred on the passage of Senate Bill No. 774.

Pending roll call on the passage of Senate Bill No. 774, by unanimous consent, Senator Neblett withdrew Senate Bill No. 774 from the further consideration of the Senate.

By unanimous consent Senator Morrow, Chairman of the Committee on Education, withdrew Senate Bill No. 493 from the further consideration of the Senate.

Senator Melvin, Chairman of the Committee on Rules and Calendar, moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 4:32 o'clock P. M., until 10:00 o'clock A. M., Thursday, May 12, 1955.